

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DOLORES ASTACIO, KINETTA BERRY, PETERLYNN
JAMES, and ADRIAN SALAS, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

NOTICE OF MOTION

19-CV-06862 (ENV)(CLP)

- against -

THE CITY OF NEW YORK, NEW YORK CITY
DEPARTMENT OF HOUSING PRESERVATION AND
DEVELOPMENT and LOUISE CARROLL,

Defendants.

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PLEASE TAKE NOTICE that upon the annexed Declaration of Darren Trotter, dated June 25, 2020, and the exhibits attached thereto; the accompanying Memorandum of Law in support of this motion, dated June 25, 2020; and upon the pleadings herein, the undersigned will move this Court on behalf of defendants the City of New York, New York City Department of Housing Preservation and Development (“HPD”), and Louise Carroll (collectively “defendants”), before the Honorable Eric N. Vitaliano, United States District Judge, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, at a time set by the Court, for an order, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing the First Amended Complaint, and granting such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE, that in the event that this motion is denied, in whole or in part, defendants respectfully request thirty (30) days from docketing of the order denying the motion in which to answer the Complaint.

Dated: New York, New York
June 25, 2020

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/s/ Darren Trotter

Darren Trotter
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